

RHODE ISLAND DEPARTMENT OF LABOR & TRAINING

DIVISION OF PROFESSIONAL REGULATION

BOARD OF EXAMINERS OF ELECTRICIANS

1511 Pontiac Avenue, Bldg 70, 2nd Floor Conference Room

Cranston, RI 02920

WEDNESDAY, December 21, 2011

9:30am

In attendance: Frank Benell, Jr.

Keith Burlingame

Michael Daley

Stanley Davies

William Lepore, Jr, Chairman

Robert Zuba

Glenn Dusablon, Chief Electrical Investigator

Benjamin Copple, Legal Counsel

Also in attendance: David Francis, Acting Administrator

CALL TO ORDER: William Lepore called the meeting to order at 9:32am.

APPROVAL OF MINUTES: A motion was made by Stanley Davies to accept the minutes of the October 19, 2011 meeting as written;

seconded by Frank Benell, Jr. and passed unanimously by the Board.

HEARINGS:

Edward Burns, III (John Ryan Electric), Michael Cohen (A-1 Lighting Service, Inc.), Glenn Dusablon (Chief Electrical Investigator), Gennadiy Fedotov, Robert Gaj (Chief Licensing Investigator), Michael Hannigan (Kay Gee Signs & Graphics) and John Moniz are all sworn in for testimony at the same time.

Kay Gee Signs & Graphics (Violation # 4115): Glenn Dusablon read the violation. VIOLATION 4115 – Kay Gee Signs & Graphics, Ronald L. Lussier, President, Michael Hannigan, license # SCF 7098, license holder. LOCATION OF VIOLATION: Tire Warehouse, 1170 Oaklawn Ave, Cranston, Rhode Island. VIOLATION: On August 12, 2011, DLT Investigator, Robert Gaj, witnessed Robert Vanderbrug and Gary Smith, employees of Kay Gee Sign and Graphics, installing an electrically illuminated sign at the Tire Warehouse store. Both employees were performing this work without possession of a Rhode Island sign installer's license as required in Rhode Island General Law Title 5- Chapter 6. This is two violations of Rhode Island General Law 5-6-2, Work for which a license is required - unlicensed sign installers. Kay Gee Sign and Graphics also failed to apply for an electrical permit with the City of Cranston for the installation of an electrical sign. This is a violation of Rhode Island General Law 5-6-25, Compliance with rules and requirements of a city or town.

Nine (9) photographs are submitted as Exhibit 1. Robert Gaj, Chief Licensing Examiner, provides testimony. Michael Hannigan, General Manager for Kay Gee Signs & Graphics provides testimony.

Stanley Davies made a motion that a violation of two unlicensed individuals did occur; seconded my Michael Daley and passed unanimously by the Board. Michael Daley made a motion that the fine on the permit not be assessed but the fine for the two unlicensed installers be upheld in the amount of \$1,000.00 for the two violations; seconded by Stanley Davies and passed unanimously by the Board. The recommendation will be forwarded to the Director.

John Pires DBA J & S Sign & Awning (Violation # 4142): John Pires requested a continuance. The matter is continued to next month.

A-1 Lighting Service, Inc. / Michael G. Cohen, President (Violation # 4135): Glenn Dusablon submits seven (7) photographs as Exhibit 1. Glenn Dusablon read the violation. VIOLATION: 4135 -1 Lighting Service, Inc. / Michael G. Cohen, President. LOCATION OF VIOLATION: Kohl's, 650 Bald Hill Rd., Warwick, R.I. VIOLATION: Rhode Island General Law 5-6-2 "Work for which license required". Mr. Michael G. Cohen, President of A1 Lighting Service Inc, of Revere, MA, violated RIGL 5-6-2 by bidding and or soliciting electrical installations in R.I. at Kohl's 650 Bald Hill Rd. Warwick R.I. without a R.I. electrical contractor's license. This is one violation of RIGL 5-6-2. Mr. Cohen also violated 5-6-2 by having an unlicensed employee,

Gennadiy Fedotov, installing electrical apparatus, a lighting fixture ballast, in R.I. without a Rhode Island electrical license. This is a second violation of RIGL 5-6-2. Mr. Cohen failed to obtain an electrical permit with the City of Warwick. This is a violation of 5-6-25 "failure to comply with the rules and requirements of City Town or State". On October 7, 2011, at approximately 10:16 AM Mr. Robert Gaj, Chief Telecommunication Investigator, witnessed Mr. Fedotov installing the electrical lighting ballast on site at 650 Bald Hill Rd. Warwick R.I.

Robert Gaj, Chief Licensing Examiner, provides testimony. Michael G. Cohen, President of A-1 Lighting Service, Inc., provides testimony.

Michael Daley made a motion that the violation be upheld; seconded by Robert Zuba and passed unanimously by the Board. Michael Daley made a motion that the fine be suspended for a period of one year pending not further violations for that period; seconded by Frank Benell, Jr. and passed unanimously by the Board. The recommendation will be forwarded to the Director.

Gennadiy Fedotov (Violation # 4136): Glenn Dusablon read the violation. VIOLATION 4136 - Gennadiy Fedotov, MA license 11769B. LOCATION OF VIOLATION: Kohl's, 650 Bald Hill Rd., Warwick, RI. VIOLATION: Rhode Island General Law 5-6-2 "Work for which license required". Mr. Gennadiy Fedotov, of 111 Foster St. #303 Peabody MA, an employee of Mr. Michael G. Cohen, President of A1 Lighting

Service Inc, of Revere MA, violated RIGL 5-6-2 by installing electrical apparatus, an electrical lighting ballast, at 650 Bald Hill Rd. Warwick R.I. without a R.I. electrical license. On October 7, 2011, at approximately 10:16 AM, Mr. Robert Gaj, Chief Telecommunication Investigator, witnessed Mr. Fedotov installing the electrical lighting ballast on site at 650 Bald Hill Rd. Warwick RI.

Robert Gaj, Chief Licensing Examiner provides testimony. Glenn Dusablon submits the same photos as A-1 Lighting as exhibits. Gennadiy Fedotov provides testimony.

Stanley Davies made a motion that the violation did occur on violation 4136; seconded by Michael Daley and passed unanimously by the Board. Michael Daley made a motion that the fine be suspended for one (1) year provided Mr. Fedotov have not further violations for that period; seconded by Frank Benell, Jr and passed unanimously by the Board.

Edward Burns III DBA John Ryan Electric (Violation # 4144): Nine (9) photos are submitted as Exhibit 1 by Glenn Dusablon. Glenn Dusablon read the violation

LOCATION OF VIOLATION: Pole 84 Mainsail Drive, North Kingston, RI. VIOLATION: Rhode Island General Law 5-6-2 "Work for which license required". Mr. Edward Burns III, A-003541, DBA John Ryan Electric, AC-003541, had two unlicensed employees, Michael E. Walker, of 21 Erick Road Unit 35, Mansfield, MA, installing electrical

conduit with an expired RI Journeyman's license, B 012008. Mr. Burns had another unlicensed employee, Stephen M. Drenzo, of 18 Colby St. Rockland MA, installing electrical conduit without a Rhode Island electrical license. On April 06 2011, at approximately 10:00 AM, Mr. Robert Gaj, Chief Telecommunication Investigator, witnessed Mr. Walker and Mr. Drenzo installing the electrical conduit on site.

Robert Gaj, Chief Licensing Investigator, provides testimony. Edward Burns, III, license holder for John Ryan Electric, provides testimony.

Stanley Davies made a motion that Violation # 4144 be upheld; seconded by Michael Daley and passed unanimously by the Board. Michael Daley made a motion that the fine be upheld for \$1,900.00; seconded by Frank Benell, Jr. Keith Bulingame and Robert Zuba were in opposition. Michael Daley withdrew the motion and Frank Benell withdrew the second. The Board has a discussion and questions Mr. Gaj. Michael Daley made a motion that the fine be upheld in the amount of \$1,900.00; seconded by Frank Benell, Jr. and passed unanimously by the Board. The recommendation will be forwarded to the Director.

SUSPENSION HEARINGS:

John Moniz (Violation # 4164): E. Patrick Luther, Chief Plumbing Investigator, is sworn in for testimony. John Moniz was previously sworn in. Glenn Dusablon submits four (4) documents for exhibit. Glenn Dusablon read Violation # 4164 – John Moniz, A-3896:

On August 25, 2011, Mr. John Moniz, License # A-003896 and B-010639, of 752 Bark Street, Swansea, MA 02777 had an unlicensed employee, Mr. William Chounard, installing electrical apparatus at the Cumberland Farms Store located at 1600 Moose Neck Hill Rd., Coventry RI. Chief Plumbing Investigator, E. Patrick Luther, witnessed Mr. Chounard installing electrical apparatus (smoke detector) on the job site on 8/25/11.

Mr. Moniz was fined by the department on 6-11-2004 for having Mr. Chounard and seven other unlicensed employees installing electrical apparatus at the Linen and Things Store located at 1350 Bald hill Rd. Warwick RI.

In 2004 Mr. Moniz paid the fines owed by his company and four of the unlicensed employees. Mr. Chounard's fine from 2004 was unpaid, sent to collections and remains unpaid to this date.

Mr. Moniz had William Chounard performing electrical work consisting of installing an electrical smoke detector in RI in willful violation of RIGL 5-6-2 "Work for which a license is required". This violation is brought before the board for further action. Violation to be heard by the Board of Examiner's of Electricians on December 21, 2011 at 9:30am.

Glenn Dusablon, Chief Electrical Investigator then read the

Suspension Hearing letter that was also sent to Mr. Moniz.

**E. Patrick Luther, Chief Plumbing Investigator, provides testimony.
John Moniz provides testimony.**

**Stanley Davies made a motion that Violation # 4164 did occur;
seconded by Michael Daley and passed unanimously by the Board.
Michael Daley made a motion that the fine of \$950.00 be upheld;
seconded by Frank Benell, Jr. and passed unanimously by the Board.**

**The Board has a discussion regarding the suspension and asks
Glenn Dusablon for testimony. Regarding the suspension of License
A-003896, Keith Burlingame made a motion that License A-003896 be
suspended for a period of one (1) year and that suspension be
suspended for one year pending no violations for one (1) year;
seconded by Michael Daley and passed unanimously by the Board.
The recommendation will be forward to the Director.**

End of hearings.

REVIEW OF RIGL 5-6 FOR CONSIDERATION OF LEGISLATIVE CHANGES:

**The Board discusses RIGL 5-6 for consideration of legislative
changes. Topics included 15 Hour Continuing Education is
discussed and the Utility Representative for the Board.**

Additional discussion ensued regarding Resource Recovery and the Fire Board's adoption of new code.

ADJOURNMENT: A motion to adjourn was made by Stanley Davies and seconded by Keith Burlingame and passed unanimously by the Board. The meeting adjourned at 11:01am.

The next meeting is scheduled for Wednesday, January 18, 2012 at 9:30am.